

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

SERIAL NO.: **10/623,489**

CONFIRMATION NO.: **4579**

APPLICANT: **Schreider, Josh**

FILED: **July 18, 2003**

GROUP ART UNIT: **1761**

EXAMINER: **Thakur, Viren A.**

ATTORNEY  
DOCKET NO.: **207-867**

CUSTOMER NO.: **30448**

FOR: **FOOD PRODUCT ARRANGEMENT**

Mail Stop Amendment  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

**DECLARATION OF MICHAEL KARABAN UNDER 37 CFR § 1.132**

Sir:

1.

My name is Michael Karaban. I am over the age of 21, and I am competent to make this Declaration based upon my personal knowledge. I understand that this Declaration will be used in the United States Patent and Trademark Office ("Patent Office") in connection with the above-identified patent application.

2.

I am the marketing director of J & J Snack Foods Corp., the parent of J & J Snack Foods Investment Corp. to which the above-identified patent application has been assigned (Reel/frame: 016671/0111).

3.

J & J Snack Foods Corp. has been selling its Cinnapretzel product to which the claimed invention pertains since 2003. Since this date, J & J Snack Foods Investment Corp. has sold 7.2 million dollars worth of the claimed invention.

4.

The claimed invention is commercially successful, and much of this commercial success is due to the uniqueness of the product.

As the person signing below, I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under

§ 1001 of Title 18 of the United States Code, and that such willful false statements may jeopardize the validity of the application, or any patent issued thereon.

march 5, 2007  
**Date**

Michael Karaban  
**Name:** Michael Karaban  
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